

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

\* \* \* \* \*

Michael R. Johns,

Petitioner,

vs.

ORDER

R.L. Morrison, Warden,

Respondent.

Civ. No. 06-612 (JNE/RLE)

\* \* \* \* \*

Based upon the Report and Recommendation of United States Magistrate Judge Raymond L. Erickson, and after an independent review of the files, records and proceedings in the above-entitled matter, it is --

ORDERED:

1. That the Petition for a Writ of Habeas Corpus, pursuant to Title 28 U.S.C. §2241 [Docket No. 1] is granted.
2. That the Respondent is directed to reconsider the date when Petitioner should be assigned to a CCC, in light of the criteria set forth in Title 18 U.S.C. § 3621(b) and without regard to 28 C.F.R. §§ 570.20 and .21.

BY THE COURT:

DATED: May 10, 2006

s/ Joan N. Ericksen  
Judge Joan N. Ericksen  
United States District Court